



Chemical Waste Management, Inc.

Technical Services Division
2000 South Batavia Avenue
Geneva, Illinois 60134
(708) 396-1900

147907
4500 29-ADM3
Sanger-IL
DOCUMENT CONTROL

April 2, 1991

Roy F. Weston, Incorporated
Three Hawthorn Parkway, Suite 400
Vernon Hills, IL 60061

Attention: Fred Test

Dear Mr. Test:

Chemical Waste Management-Technical Services Division shall obtain a representative sample of each drum in your possession. Using basic chemical and physical properties, along with generator knowledge, Chemical Waste Management-Technical Services Division will then condense or commingle similar materials into the minimum number of waste streams to keep analytical and permitting fees low.

The information given in your request for proposal (RFP) states that you expect three different waste streams. Likewise, our estimate includes pricing an analytical for only that same number of waste streams.

As per the RFP information, the hazardous solid and liquid wastes will require analytical for acceptance at Chemical Waste Management's incinerators. The parameters needed for incineration can be found on Panel Two. The non-hazardous solid waste must be proven non-hazardous by the two-page attachment from CWM Controlled Waste Division which does not include TCLP analysis. It must be noted that hazardous designation by TCLP will not allow landfilling of this waste stream. In this case, the waste stream is subject to additional incineration parameters at additional cost.

If you have any questions or if I can be of assistance in any way, please do not hesitate to contact me at (708) 396-1926.

Sincerely,

CHEMICAL WASTE MANAGEMENT, INC.

Anthony Panozzo
Anthony Panozzo
Operations Coordinator
Technical Services Division

AP/j



PANEL TWO

Color
Odor
Physical State
Layers
Free Liquids
Specific Gravity
pH
Total Solids
Flash Point
Ash Content 900°
British Thermal Units
Sodium
Lead
Mercury
Potassium
Percent Bromine
Percent Chlorine
Percent Fluorine
Total Sulfide
Percent Moisture
Total Cyanide
Total Sulfur
Water Mix Screen
+
Solvent Scan



DISPOSAL GUIDELINES

Parkview Landfill, Menomonee Falls, WI
Metro Landfill, Franklin, WI
Controlled Waste Division, Menomonee Falls, WI

<u>PARAMETER</u>	<u>LIMIT</u>
Physical Characteristics (Waste must be generally described)	None
Flashpoint	>140 F
Specific Gravity	None
pH	>2.5 and <12.0
Water Mix	Reactivity/ Solubility
Total Cyanide	<50 ppm
Dissolved Sulfides	<50 ppm
Phenols	<2000 ppm
PCB's (If oily waste)	<1.0ppm
Total Solids (For bulk waste, drummed waste no limit)	>40%
% Chlorine (If results are higher, F500 panel needs to be run, total concentration not to exceed 1% or 10,000 ppm)	1%
F500 Panel	
Trichlorofluoromethane	
1,1,2-Trichloro-1,2,2-Trifluoromethane	
Methylene Chloride	
Carbon Tetrachloride	
1,1,1-Trichloroethane	
Chloroform	
Trichloroethylene	
Tetrachloroethylene	
O-Dichlorobenzene	
Dichlorodefluoromethane	
1,1-Dichloroethylene	
1,2-Dichloroethylene	
EPT Metals	
Copper (CU)	<100.0 ppm
Nickel (NI)	<35.0 ppm
Zinc (Zn)	<200.0 ppm



Disposal Guidelines
Page 2

TCLP	
Arsenic (As)	<5.0 ppm
Barium (BA)	<100.0 ppm
Benzene	<0.5 ppm
Cadmium (CD)	<1.0 ppm
Carbon Tetrachloride	<0.5 ppm
Chlorobenzene	<100.0 ppm
Chloroform	<6.0 ppm
Chromium	<5.0 ppm
o-Cresol	<200.0 ppm-
m-Cresol	<200.0 ppm-
p-Cresol	<200.0 ppm-
Cresol	<200.0 ppm-
1,4-Dichlorobenzene	<7.5 ppm
1,2-Dichloroethane	<0.5 ppm
1,1-Dichloroethylene	<0.7 ppm
2,4-Dinitrotoluene	<0.13 ppm
Hexachlorobenzene	<0.13 ppm
Hexachloro-1,3-butadiene	<0.5 ppm
Hexachloroethane	<3.0 ppm
Lead	<5.0 ppm
Mercury	<0.2 ppm
Methyl Ethyl Ketone	<200.0 ppm
Nitrobenzene	<2.0 ppm
Pentachlorophenol	<100.0 ppm
Pyridine	<5.0 ppm
Selenium (SE)	<1.0 ppm
Silver (AG)	<5.0 ppm
Tetrachloroethylene	<0.7 ppm
Trichloroethylene	<0.5 ppm
2,4,5-Trichlorophenol	<400.0 ppm
2,4,6-Trichlorophenol	<2.0 ppm
Vinyl Chloride	<0.2 ppm

- If the o-,m-,p-Cresol concentrations can not be differentiated, then the total cresol (D026) concentration (200 ppm) is used.

RFP No.: 4500-29-ADHJ
Prime Contract No.: 68-WB-0089

EXHIBIT B.3

SUBCONTRACT PRICE SCHEDULE

<u>Activity Description</u>			<u>Estimated Cost</u>
1.	Health & Safety Plan Preparation	Lump sum	\$ <u>500.00</u>
2.	Sample Collection and Analysis FOR 70 DRUMS	Lump sum	\$ <u>11,434.00</u>
3.	Segregation/Consolidation/Manifest Preparation	Lump sum	\$ <u>2,500.00</u>
	<u>Units</u>	<u>Estimated Quantity</u>	<u>Cost per Unit</u>
4.	Disposal of Hazardous Solids	pounds	22,500*
			\$ <u>1.26 **</u>
			\$ <u>2,8350.00 **</u>
5.	Disposal of Hazardous Liquids (100% LIQUIDS)	gallons	350*
			\$ <u>7.30</u>
			\$ <u>2,555.00</u>
6.	Disposal of Non-Hazardous Wastes ***	poundsX	2,500X
			\$ <u>235.26</u>
			\$ <u>9,175.14</u>
	55 Gal Drum	39*	
Total Estimated Cost			\$ <u>54,514.14 **</u>

** PLUS APPLICABLE SURCHARGES (AS DEFINED ON ATTACHED PAGE)

*** WASTE MUST NOT BE HAZARDOUS BY TCLP.

Note: Items 4 , 5 & 6 must include costs for repacking if deemed necessary by subcontractor, transportation, loading/unloading, disposal and permit fees.

*These are estimates only and should not be construed as actual quantities of materials to be disposed.

\\WO\ARCS\4001EX.B-3

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4500-29-ADHJ

This document was prepared by Ray F. Weston, Inc., expressly for EPA. It shall not be released or disclosed in whole or in part without the express, written permission of EPA.

REPRESENTATIONS AND CERTIFICATIONS

A PURCHASE ORDER/SUBCONTRACT WILL NOT BE ISSUED PRIOR TO THE RETURN OF THIS COMPLETED, SIGNED, AND DATED REPRESENTATIONS AND CERTIFICATION FORM.

COMPLETION OF THIS FORM IS REQUIRED FOR THE ITEMS CHECKED BELOW:

- ☒ PART I - Articles K.1 to K.20
Complete this Part I if the dollar value of the procurement is expected to be \$10,000 or more.
- ☒ PART II - Articles K.21 and K.22
Complete this Part II, in addition to Part I, if the dollar value of the procurement is expected to exceed \$50,000 and the offeror has 50 or more employees.
- ☐ PART III - Article K.23 (REQUIRED FOR EVERY PROCUREMENT OF \$100,000 OR MORE--CLEAN AIR & WATER CERT.). Complete this Part III, in addition to Parts I and II, if the dollar value of the procurement is expected to exceed \$100,000.
- ☐ PART IV - Article K.24 (REQUIRED FOR EVERY PROCUREMENT OF \$100,000 OR MORE--COST ACCT'G. STDS. CERT.). Complete this Part IV, in addition to Parts I, II, and III, if the dollar value of the procurement is expected to exceed \$100,000, except in the following cases:
- a. The offeror's price is based on established catalog or market prices of commercial items sold in substantial quantities to the general public,

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COMPLETION OF THIS FORM IS REQUIRED FOR THE ITEMS CHECKED BELOW:

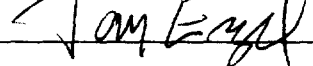
- (X) PART I - Articles K.1 to K.20
Complete this Part I if the dollar value of the procurement is expected to be \$10,000 or more.
- (X) PART II - Articles K.21 and K.22
Complete this Part II, in addition to Part I, if the dollar value of the procurement is expected to exceed \$50,000 and the offeror has 50 or more employees.
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- () PART IV - Article K.24 (REQUIRED FOR EVERY PROCUREMENT OF \$100,000 OR MORE--COST ACCT'G. STDS. CERT.). Complete this Part IV, in addition to Parts I, II, and III, if the dollar value of the procurement is expected to exceed \$100,000, except in the following cases:
- a. The offeror's price is based on established catalog or market prices of commercial items sold in substantial quantities to the general public,

- b. The offeror's price is set by law or regulation,
- c. The offeror is a small business concern.

This is to certify, to the best of my knowledge and belief, that the representations and certifications made herein by the offeror are accurate and current as of the date indicated below.

Offeror's Name Chemical Waste Management, Inc., Technical Services Division
and Address 2000 South Batavia Ave, Batavia, IL 60134

Name of Person Tom Engel, Regional Sales Manager
Authorized to Sign (Typed or Printed)

Signature 

Date April 2, 1991

*Representations and Certifications are not required for procurements issued against GSA Federal Supply Schedule (FSS) contracts where all items ordered are covered by the FSS contract.

SECTION K

REPRESENTATIONS, CERTIFICATIONS AND OTHER
STATEMENTS OF OFFERORS (FAR)

- K.1 Small Business Concern Representation
- K.2 Contingent Fee Representation and Agreement
- K.3 Type of Business Organization
- K.4 Affiliation and Identifying Data
- K.5 Buy American Act-Trade Agreements Act - Balance of Payments Program Certificate
- K.6 Certification of Debarment/Suspension Status
- K.7 Place of Performance
- K.8 Certification of Independent Price Determination
- K.9 Representation Regarding Employment of Military Personnel
- K.10 Women-Owned Small Business Representation
- K.11 Representation Concerning the Acquisition of Government Production and Research Property
- K.12 Small Disadvantaged Business Concern Representation
- K.13 Asbestos Certification
- K.14 Small Business and Small Disadvantaged Business Subcontracting Plan
- K.15 Preference for Labor Surplus Area Concerns
- K.16 Management of Government Property in Offeror's Possession
- K.17 Requirement for Technical Data Certification

- K.18 Walsh-Healy Public Contracts Act Representation (Regular Dealer/Manufacturer)
- K.19 Certification of Nonsegregated Facilities
- K.20 Preaward On-Site Equal Opportunity Compliance Review
- K.21 Previous Contracts and Compliance Reports
- K.22 Affirmative Action Compliance
- K.23 Clean Air and Water Certification
- K.24 Cost Accounting Standards Notices and Certification

SECTION K

REPRESENTATIONS, CERTIFICATIONS AND OTHER STATEMENTS OF OFFERORS (FAR)

The offeror represents and certifies as part of its proposal/quotation that:
(Check or complete all applicable boxes or blocks.)

PART I - ARTICLES K.1 TO K.20

COMPLETE THIS PART I IF THE DOLLAR VALUE OF THE
PROCUREMENT IS EXPECTED TO BE \$10,000 OR MORE.

K.1 SMALL BUSINESS CONCERN REPRESENTATION (FAR 52.219-1)

(a) The offeror represents and certifies as part of its offer that it () is, (X) is not a small business concern. If offeror is a small business concern and is not the manufacturer or producer of the supplies offered, it also represents and certifies that all supplies to be furnished hereunder () will, (X) will not be manufactured or produced by a small business concern in the United States, its possessions, or Puerto Rico.

A "small business concern," as used in this provision, means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts/subcontracts and can further qualify under the criteria concerning number of employees, average annual receipts, or other criteria, as prescribed by the Small Business Administration under the Code of Federal Regulations, Title 13, Part 121.

K.2 CONTINGENT FEE REPRESENTATION AND AGREEMENT (FAR 52.203-4)

(a) Representation. The offeror represents that, except for full-time bona fide employees working solely for the offeror, the offeror:

- (1) () has, (X) has not employed or retained any person or company to solicit or obtain this subcontract; and,

- (2) () has, (X) has not paid or agreed to pay any person or company employed or retained to solicit or obtain this subcontract, any commission, percentage, brokerage, or other fee contingent upon or resulting from the award of this subcontract.

(b) Agreement. The offeror agrees to provide information relating to the above Representation as requested by the Contractor and, when subparagraph (a) (1) or (a) (2) is answered affirmatively, to promptly submit to the Contractor:

- (1) A completed Standard Form 119, Statement of Contingent or Other Fees, (SF 119); or,
- (2) A signed statement indicating that the SF 119 was previously submitted to the same Contractor, including the date and applicable solicitation or subcontract number, and representing that the prior SF 119 applies to this offer or quotation.

Note: The offeror must check the appropriate boxes. For interpretation of the representation, including the term "bona fide employee," see Subpart 3.4 of the Federal Acquisition Regulation.

K.3 TYPE OF BUSINESS ORGANIZATION (FAR 52.215-6)

(a) The offeror, by checking the applicable box, represents that it operates as: (X) a corporation incorporated under the laws of the State of Delaware, () an individual, () a partnership, () a nonprofit organization, or () a joint venture.

(b) The offeror shall indicate below the name and address of its principal place of performance/manufacture:

Chemical Waste Mangement, Inc., Trade Waste Incineration
(Principal Place of Performance)

#7 Mobile Drive
(Street Address)

Sauget IL 62201
(City) (State) (Zip Code)

K.4 AFFILIATION AND IDENTIFYING DATA

(a) The offeror represents that it (X) is, () is not owned or controlled by a parent company.

For this purpose, a parent company is one which either owns or controls the activities and basic business policies of the offeror. To own another company means that the parent company must own at least a majority (more than 50 percent) of the voting rights in that company. To control another company, such ownership is not required. If another company is able to formulate, determine or veto basic business policy decisions of the offeror, such other company is considered the parent of the offeror. This control may be exercised through the use of dominant minority voting rights, use of proxy voting, contractual arrangements, or otherwise.

(b) If the offeror is owned or controlled by a parent company, insert in the space below the name and main office address of the parent company.

Waste Management, Inc.
(Name of Parent Company)

3001 Butterfield Road
(Street Address)

Oak Brook IL 60521
(City) (State) (Zip Code)

(c) The offeror shall insert in the space below, if no parent company exists, the offeror's own Employer's Identification Number (E.I. No.) (Federal Social Security Number used on Federal Tax Return), or, if a parent company exists, the Employer's Identification Number of the parent company.

Offeror's E.I. No. 36-2989152

Parent Company's E.I. No. 36-266073

(d) Offeror's DUNS Identification No.: DUNS 09-9202681

The Data Universal Numbering System (DUNS) is assigned by Dun & Bradstreet, Inc., and is contained in that company's Data Universal Numbering System (DUNS). If the number is not known, it can be obtained from any Dun & Bradstreet branch office. The offeror should not delay the submission of this form or its quotation/proposal pending receipt of its DUNS number.

(e) Name and address of offeror's cognizant Government Security Office.

NONE

(Name: Cognizant Govt. Security Office)

(Street Address)

(City) (State) (Zip Code)

(f) Name and address of offeror's cognizant Government Defense Contract Audit Agency (DCAA) Office.

NONE

(Name: Cognizant Govt. DCAA Office)

(Street Address)

(City) (State) (Zip Code)

(g) Name and address of offeror's cognizant Government DCAS Office.

NONE

(Name: Cognizant Govt. DCAS Office)

(Street Address)

(City) (State) (Zip Code)

K.5 BUY AMERICAN ACT - TRADE AGREEMENTS ACT - BALANCE OF PAYMENTS PROGRAM CERTIFICATE (FAR 52.225-8)

(a) The offeror hereby certifies that each end product, except those listed in paragraph (b) below, is a domestic end product (as defined in FAR clause 52.225-9 entitled "Buy American Act - Trade Agreements Act - Balance of Payments Program"), and that components of unknown origin have been considered to have been mined, produced, or manufactured outside the United States or a designated country (as defined in FAR Section 25.401).

(b) Excluded End Products:

<u>Line Item Number</u>	<u>Country of Origin</u>
N/A	

(c) Offers will be evaluated by giving certain preferences to domestic end products and designated country end products over other end products. In order to obtain these preferences in the evaluation of each excluded end product, offerors must identify and certify below those excluded end products that are designated country end products. Offerors must certify by inserting the applicable line item numbers below.

The offeror certifies that the following supplies qualify as "designated country end products" as that term is defined in the FAR clause entitled "Buy American Act - Trade Agreements Act - Balance of Payments Program":

N/A

(Insert line item numbers)

(d) Offers will be evaluated in accordance with Part 25, "Foreign Acquisition," of the Federal Acquisition Regulation.

K.6 CERTIFICATION OF DEBARMENT/SUSPENSION STATUS (DFAR 52.209-9000)

(a) The offeror certifies that it () is, (☒) is not suspended, debarred, or ineligible from receiving contracts from the federal government, or in receipt of a notice of proposed debarment from any government agency.

(b) The offeror shall provide immediate notice to the contractor in the event of being suspended, debarred or declared ineligible by any government agency, or upon receipt of a notice of proposed debarment from any government agency.

K.7 PLACE OF PERFORMANCE (FAR 52.215-20)

(a) The offeror, in the performance of any subcontract/purchase order resulting from this solicitation, (☒) intends, () does not intend (check applicable block) to use one or more plants or facilities located at a different address than the address of the offeror indicated in its proposal or quotation.

(b) If the offeror checked "intends" in paragraph (a) above, it shall advise the below required information:

Chemical Waste Management of Indiana, Inc.

(Place of Performance)

4636 Adams Center Road

(Street Address)

Fort wayne

(City)

IN

(State)

46806

(Zip Code)

(c) Offeror shall state below the name and address of owner and operator of the plant or facility where the work will be performed if other than the offeror's plant or facility:

<u>Chemical Waste Management, Inc.</u>		
(Name of Owner/Operator)		
<u>3001 Butterfield Road</u>		
(Street Address)		
<u>Oak Brook</u>	<u>IL</u>	<u>60521</u>
(City)	(State)	(Zip Code)

K.8 CERTIFICATE OF INDEPENDENT PRICE DETERMINATION (FAR 52.203-2)

(a) The offeror certifies that:

- (1) The prices in its offer have been arrived at independently, without--for the purpose of restricting competition--any consultation, communication, or agreement with any other offeror or competitor relating to: (i) those prices, (ii) the intention to submit an offer, or (iii) the methods or factors used to calculate the prices offered;
- (2) The prices in its offer have not been and will not knowingly be disclosed by the offeror, directly or indirectly, to any other offeror or competitor before bid opening (in the case of a formally advertised/sealed bid solicitation) or contract award (in the case of a negotiated/competitive solicitation) unless otherwise required by law; and,
- (3) No attempt has been made or will be made by the offeror to induce any other concern to submit or not to submit an offer for the purpose of restricting competition.

(b) Each signature on the offer is considered to be a certification by the signatory that the signatory:

- (1) Is the person in the offeror's organization responsible for determining or authorizing the prices being offered in its bid or proposal, and that the signatory, acting on his own behalf or

acting as agent for the offeror's principals responsible for determining the prices offered in its bid or proposal, has not participated and will not participate in any action contrary to subparagraphs (a) (1) through (a) (3) above; and,

- (2) Certifies that the principals have not participated, and will not participate, in any action contrary to subparagraphs (a) (1) through (a) (3) above.

K.9 REPRESENTATION REGARDING EMPLOYMENT OF MILITARY PERSONNEL

The offeror represents that it () does, (X) does not now employ or intend to employ any person for work in the performance of a subcontract/purchase order resulting from this solicitation who is a current civilian employee or active duty member of the United States Military Service. An affirmative representation must be fully explained in writing to the contractor prior to award of any subcontract/purchase order.

K.10 WOMEN-OWNED SMALL BUSINESS REPRESENTATION (FAR 52.219-3)

(a) Representation. The offeror represents that it () is, (X) is not a women-owned small business concern.

(b) Definitions. "Small business concern," as used in this provision, means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts/subcontracts, and qualified as a small business under the criteria and size standards prescribed by the Small Business Administration under the Code of Federal Regulations, Title 13, Part 121.

"Women-owned," as used in this provision, means a small business that is at least 51 percent owned by a woman or women who are U.S. citizens and who also control and operate the business.

K.11 REPRESENTATION CONCERNING THE ACQUISITION OF GOVERNMENT PRODUCTION AND RESEARCH PROPERTY

The offeror represents, to the best of its knowledge and belief, that any subcontract/purchase order resulting from this solicitation () does, (X) does not involve the acquisition of Government production and research property.

K.12 SMALL DISADVANTAGED BUSINESS CONCERN REPRESENTATION
(FAR 52.219-2)

(a) Representation. The offeror represents that it () is, (X) is not a small disadvantaged business concern.

(b) Definitions. "Small disadvantaged business concern," as used in this provision, means a small business concern that:

- (1) is at least 51 percent owned by one or more individuals who are both socially and economically disadvantaged, or a publicly owned business having at least 51 percent of its stock owned by one or more socially and economically disadvantaged individuals; and,
- (2) has its management and daily business controlled by one or more such individuals.

"Small business concern," as used in this provision, means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts/subcontracts, and qualified as a small business under the criteria and size standards prescribed by the Small Business Administration under the Code of Federal Regulations, Title 13, Part 121.

(c) Qualified groups. The offeror shall presume that socially and economically disadvantaged individuals include Black Americans, Hispanic Americans, Native Americans, Asian-Pacific Americans, Asian-Indian Americans, and other individuals found to be qualified by the Small Business Administration under the Code of Federal Regulations, Title 13, Part 124.1.

K.13 ASBESTOS CERTIFICATION

The offeror certifies that its offer () does, (X) does not provide materials containing hazardous asbestos. For the purpose of this certification, asbestos is defined to include any of the following six fibrous mineral silicates of commercial importance: chrysolite, amosite, crocidolite, tremolite, anthophyllite, and actinolite. The term "materials containing hazardous" is defined to include all materials that are known or can logically be expected to require the use of asbestos in such a fashion as to expose Government or Contractor personnel to the risk of direct exposure to asbestos in a form that can be inhaled.

**K.14 SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS
SUBCONTRACTING PLAN (FAR 52.219-9)**

The Contractor may be required to submit a Small Business/Small Disadvantaged Business (SB/SDB) Subcontracting Plan to its customer under the Prime Contract, and the offeror may be required to submit a SB/SDB Subcontracting Plan to the Contractor under any proposed Subcontract hereunder. With respect to such requirements, the offeror hereby represents and certifies that its firm is: (check applicable boxes)

1. ☐ Small Business ☒ Large Business ☐ Non-profit Business ☐ Foreign Business (Non-US.)
2. ☐ Disadvantaged Business
3. ☐ Woman-Owned Business
4. ☐ Labor Surplus Area Business

K.15 PREFERENCE FOR LABOR SURPLUS AREA CONCERNS (FAR 52.220-1)

(a) This acquisition is not a set aside for labor surplus area (LSA) concerns. However, the offeror's status as such a concern may affect (1) entitlement to award in case of tie offers, or (2) bid evaluation in accordance with the Buy American Act clause of the solicitation. In order to determine whether the offeror is entitled to a preference under (1) or (2) above, the offeror must identify below the labor surplus area(s) in which the costs to be incurred on account of manufacturing or production (by the offeror or its first-tier subcontractors) amount to more than fifty percent (50%) of the subcontract price.

LSA(s): N/A

(b) Failure to identify the locations as specified above will preclude consideration of the offeror as a labor surplus area concern. If the offeror is awarded a subcontract as a labor surplus area concern, and would not have otherwise qualified for the award, the offeror shall perform the subcontract, or cause it to be performed, in accordance with the obligations of the LSA concern.

K.16 MANAGEMENT OF GOVERNMENT PROPERTY IN OFFEROR'S POSSESSION (FAR SUBPART 45.5)

(a) This is to certify that offeror () does, (☒) does not have a current, approved Government Property Control System in accordance with FAR SUBPART 45.5.

(b) If offeror does have a current, approved Government Property Control System, such approval was granted by _____ (approval agency) dated _____.

(c) If offeror does not have a current, approved Government Property Control System, and such property is planned to be furnished to the offeror for work hereunder, the offeror shall, if so requested, promptly furnish a copy of its current Property Control Administration Procedures to the Contractor for review.

**K.17 REQUIREMENT FOR TECHNICAL DATA CERTIFICATION
(DoD FAR 52.227-7028)**

The offeror hereby certifies that it () has, (☒) has not delivered, or () is obligated, (☒) is not obligated to deliver to the Government under any contract or subcontract, the same or substantially the same technical data as are required to be delivered hereunder. If the offeror's representation is affirmative, the offeror shall identify below one such contract or subcontract under which such technical data were delivered or will be delivered and the place of such delivery.

Contract/Subcontract No.: NONE

Place of Delivery: _____
(Name of Govt. Agency/Contractor)

(Street Address)

(City) (State) (Zip Code)

(Delivered to: Name of Party)

K.18 WALSH-HEALY PUBLIC CONTRACTS ACT REPRESENTATION
(FAR 52.222-19)

The offeror represents, as a part of its offer, that it (x) is, () is not a regular dealer in, or () is, (x) is not a manufacturer of the supplies offered.

K.19 CERTIFICATION OF NONSEGREGATED FACILITIES
(FAR 52.222-21)

- (a) By the submission of this offer, the offeror certifies that it does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and that it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The offeror agrees that a breach of this certification is a violation of the Equal Opportunity clause in the order or subcontract.
- (b) The offeror further agrees that (except where it has obtained nonsegregated facilities certifications from its proposed subcontractors for specific time periods), it will:
 - (1) Obtain nonsegregated facilities certifications from its proposed subcontractors before the award of orders or subcontracts under which the subcontractor will be subject to the Equal Opportunity clause;
 - (2) Retain the certifications in its files; and,
 - (3) Forward the following notice to its proposed subcontractors (except if the proposed subcontractors have submitted nonsegregated facilities certifications for specific time periods):

NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENT FOR
CERTIFICATIONS OF NONSEGREGATED FACILITIES:

A Certification of Nonsegregated Facilities must be submitted before the award of an order or subcontract under which the subcontractor will be subject to the Equal Opportunity clause. The certification may be submitted either for each order/subcontract or for all orders/subcontracts during a period (i.e., quarterly, semiannually, or annually).

"Segregated facilities," as used in this provision, means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation and housing facilities provided for employees that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin because of habit, local custom, or otherwise.

**K.20 PREAWARD ON-SITE EQUAL OPPORTUNITY COMPLIANCE
REVIEW (FAR 52.222-24)**

An award in the amount of \$1 million or more will not be made hereunder unless the offeror and each of its known first-tier subcontractors (to whom it intends to award a subcontract of \$1 million or more) are found, on the basis of a compliance review, to be able to comply with the provisions of the Equal Opportunity clause of the solicitation.

PART II - ARTICLES K.21 AND K.22

COMPLETE THIS PART II, IN ADDITION TO PART I, IF THE DOLLAR VALUE OF THE PROCUREMENT IS EXPECTED TO EXCEED \$50,000 AND THE VENDOR HAS 50 OR MORE EMPLOYEES.

K.21 PREVIOUS CONTRACTS AND COMPLIANCE REPORTS
(FAR 52.222-22)

The offeror represents that:

- (a) It (☒) has, () has not participated in a previous contract or subcontract subject either to the Equal Opportunity clause of this solicitation, the clause originally contained in Section 310 of Executive Order No. 10925, or the clause contained in Section 201 of Executive Order No. 11114;
- (b) It (☒) has, () has not filed all required compliance reports; and,
- (c) Representations indicating submission of required compliance reports, signed by the offeror's lower-tier subcontractors, will be obtained before subcontract award by offeror.

NOTE: The above representation shall be completed by each offeror whose bid is \$50,000 or more and who has 50 or more employees.

K.22 AFFIRMATIVE ACTION COMPLIANCE (FAR 52.222-25)

The offeror represents that:

- (a) It (☒) has developed and has on file, () has not developed and does not have on file, at each establishment, affirmative action programs required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2); or,
- (b) It () has not previously had contracts/subcontracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

NOTE: The above representation shall be completed by each offeror whose bid is \$50,000 or more and who has 50 or more employees.